

REMARKS

This application has been carefully reviewed in light of the final Office Action dated June 19, 2009. Claims 1, 2, 6 to 8, 12 to 14 and 16 are in the application, with Claims 1, 6, 8, 12 and 14 being independent. Reconsideration and further examination are respectfully requested.

In the Office Action, Claims 1, 2, 6 to 8, 12 to 14 and 16 were rejected under 35 U.S.C. § 103(a) over U.S. Patent No. 6,151,457 (Kawamoto) in view of U.S. Patent No. 5,533,175 (Lung) and further in view of U.S. Patent No. 4,413,275 (Horiuchi). This rejection is respectfully traversed.

In this regard, Applicant wishes to thank the Examiner for the courtesies and thoughtful treatment accorded Applicant's representative during the September 17, 2009 telephonic interview.

During the interview, the Examiner tentatively agreed that Horiuchi does not disclose the feature of predicting coded data amounts, as recited in independent Claims 1, 8 and 14. More specifically, the Examiner tentatively agreed that Horiuchi's disclosure of limiting ink drop size from 100 to 180 μ does not correspond to the claimed predicting of coded data amounts. Furthermore, the Examiner tentatively agreed that a further search would be required.

In addition, among other features, independent Claims 6 and 12 recite the feature of calculating coded data amounts. Applicant respectfully submits that the applied references similarly do not disclose or suggest the claimed feature of calculating coded data amounts.

Therefore, independent Claims 1, 6, 8, 12 and 14 are believed to be allowable over the applied references.

The other claims in the application are each dependent from the independent claims and are believed to be allowable over the applied references for at least the same reasons. Because each dependent claim is deemed to define an additional aspect of the invention, however, the individual consideration of each on its own merits is respectfully requested.

No other matters being raised, it is believed that the entire application is fully in condition for allowance, and such action is courteously solicited.

No fees are believed due; however, should it be determined that additional fees are required, the Director is hereby authorized to charge such fees to Deposit Account 06-1205.

Applicant's undersigned attorney may be reached in our Costa Mesa, California office at (714) 540-8700. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

/John D. Magluyan/
John D. Magluyan
Attorney for Applicant
Registration No.: 56,867

FITZPATRICK, CELLA, HARPER & SCINTO
1290 Avenue of the Americas
New York, New York 10104-3800
Facsimile: (212) 218-2200

FCHS_WS 3885711v1